

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No.671 of 1995

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

1 to 5 : NO

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PATEL JAYANTILAL MANIBHAI

Versus

VANKAR SONABEN D/O KALIDAS R

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Appearance:

MR MB GANDHI for Petitioner

MR MUKUND M DESAI for Respondent No. 1, 2

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 19/11/98

ORAL JUDGEMENT :

Shri Mukund M. Desai, learned counsel for the respondents admits that the petitioner is in physical possession of the suit. In view of the admission by the learned counsel for the respondents, the order of the first appellate court, in Civil Misc. Appeal No.252 of 1993 decided on 13.1.1995 cannot be allowed to stand. Accordingly, the CRA is allowed. Order dated 13.1.1995 in Civil Misc. Appeal No.252 of 1993 passed by the learned 4th Extra Assistant Judge, Kheda at Nadiad is quashed and set aside. Rule is made absolute accordingly. No order as to costs. Interim relief, if any granted by this Court is vacated.

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